

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

BILLY BRANTLEY, et al. : Case No. C-1-01-378
Plaintiffs, : Judge Michael H. Watson
vs. :
CINERGY CORP. : AFFIDAVIT OF CONNIE TERHEIDEN
Defendant. :
STATE OF OHIO)
)ss.
COUNTY OF HAMILTON)

Comes now affiant, Connie Terheiden, after being first duly cautioned and sworn,
deposes and states as follows:

1. That I am presently employed by Cinergy Services, Inc. in the position of Employee Services Coordinator for the Regulated Business Units including The Cincinnati Gas & Electric Company ("CG&E") and its subsidiaries and my job responsibilities include serving as custodian of records for Human Resources ("HR") records of the Electric Transmission and Distribution ("T&D") Construction and Maintenance ("C&M") department.
2. That I have reviewed and am familiar with the HR records of Eric Sibcy and he was promoted to Distribution Coordinator in the Electric Distribution Operations department on January 1, 2003.

5. That I have reviewed and am familiar with the HR records of Donald Kramer and he was promoted to Line Crew Supervisor in the Electric T&D C&M department on August 1, 1993.

6. That I have firsthand knowledge of the above.

FURTHER AFFIANT SAYETH NAUGHT.

10-28-2004
Dated

Connie Terheiden
Connie Terheiden

NOTARY OF PUBLIC

Sworn to and subscribed in my presence this 28th day of October, 2004

Susan M. Wolfram (wolfram)
Notary Public
SUSAN M. WOLFRAM
Notary Public, State of Ohio
My Commission Expires Sept. 5, 2005

Respectfully submitted,

/s/ Jill T. O'Shea
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading was forwarded via ordinary mail this 28th day of October, 2004 to:

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